



CITY OF MEMPHIS

COUNCIL AGENDA

August 23, 2016

Public Session Tuesday, 3:30 p.m.

Council Chambers, First Floor, City Hall

125 North Main Street

Memphis, Tennessee 38103-2017

CALL TO ORDER by the Sergeant-at-Arms

INVOCATION

Any invocation that may be offered before the official start of the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council and do not necessarily represent the religious beliefs or views of the Council in part or as a whole. No member of the community is required to attend or participate in the invocation and such decision will have no impact on their right to actively participate in the business of the Council. Copies of the policy governing invocations and setting forth the procedure to have a volunteer deliver an invocation are available upon written request submitted to the Council Administrator of the Memphis City Council.

PLEDGE OF ALLEGIANCE

CALL OF ROLL by the Comptroller

APPROVAL OF PREVIOUS MEETING MINUTES (August 9, 2016)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATION AND RECOGNITION OF VISITORS

1. RESOLUTION recognizing Mr. Rick Thompson for his outstanding work with the IBEW-Jonnie Dawson Charitable Foundation. This resolution is sponsored by Councilwoman Fullilove.

ACTION REQUESTED: Adopt the resolution

PUBLIC HEARING

2. RESOLUTION approving a planned development located at 263 Mendenhall Road, containing 1.489 acres in the Residential (R- 10) District. This resolution is sponsored by the Office of Planning & Development.

Colvett
Chairman,
Planning &

Case No. PD 16-04

Zoning
Committee

Applicant: JBJ Properties
Cindy Reaves – Representative

Request: To allow infill development permitting seven (7) lots on an
approximately 1.5 acre parcel

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION TAKEN: Adopt the resolution

72 NOTICES WERE MAILED ON AUGUST 12, 2016

DIVISION OF PLANNING AND DEVELOPMENT

3.
Colvett
Chairman,
Planning &
Zoning
Committee

RESOLUTION approving a special use permit located on the northwest side of Austin Peay Highway at Jones Road, containing 0.67 acre (29,185 sq. ft.) in the Commercial Mixed Use (CMU-2) District. This resolution is sponsored by the Office of Planning & Development.

Case No. SUP 16-10

Applicant: Mirna Sanchez
Smith Building Design & Associates, Inc. (Delinor Smith) –
Representative

Request: Special permit to allow motor vehicle sales

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

No Opposition at LUCB; No Public Hearing Required

ZONING ORDINANCE – THIRD AND FINAL READING (None)



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CONSENT AGENDA

GENERAL ORDINANCE - FIRST READING (None)

GENERAL ORDINANCE - SECOND READING (None)

ZONING ORDINANCE - FIRST READING (None)

ZONING ORDINANCE - SECOND READING (None)

ENGINEERING

4. RESOLUTION for TRINITY PARK PD, PH. 1, and authorizing release of bond.
Case No. PD 07-311
(Contract No. CR-5141)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the east side of East Oaks Drive south of Winchester Road. The standard improvement contract was approved on July 21, 2009. Resolution also authorizes the release of the performance bond in the amount of \$68,400.00.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

5. RESOLUTION for TRINITY PARK PD, PH. 2, and authorizing release of bond.
Case No. PD 07-311
(Contract No. CR-5142)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the east side of East Oaks Drive south of Winchester Road. The standard improvement contract was approved on on July 21, 2009. Resolution also authorizes the release of the performance bond in the amount of \$138,650.00.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

6. RESOLUTION for TRINITY PARK PD, PH. 3, and authorizing release of bond.
Case No. PD 07-311
(Contract No. CR-5143)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the east side of East Oaks Drive south of Winchester Road. The standard improvement contract was approved on July 21, 2009. Resolution also authorizes the release of the performance bond in the amount of \$55,340.00.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

7. RESOLUTION approving final plat of WOLF RIVER GREENWAY, PH. 9: EPPING WAY.

Contract No. CR-5241

Resolution approves the final plat located between N. Highland Ave. and Epping Way. Cost of the required improvements to be borne by Owner/Developer and the Contractor. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

NOTATION FROM OPD (None)

NOTATION from the Land Use Control Board that the following case was heard and recommendation made requesting a date of public hearing:

ACTION REQUESTED: Set a date of public hearing

SUGGESTED DATE:



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MLGW FISCAL CONSENT

8. RESOLUTION approving Change No. 1 to Contract No. 11788, Gas Leak Survey, with Heath Consultants, Incorporated, in the funded amount of \$1,109,065.80. (This change is to renew the current contract for the first of four annual renewal terms covering the period October 2, 2016 through October 1, 2017, with no increase in rates from the previous year. In addition, this change reflects 20 additional quantities in units 2 and 3 as a result in the increased number of surveys to be performed in this area.)
9. RESOLUTION awarding a contract to Altec Industries, Inc., for the purchase of self-propelled mini-derricks with trailers, in the amount of \$565,376.00.
10. RESOLUTION awarding a single source contract to Condux Tesmec, Inc., for hydraulic reel stands, in the amount of \$74,650.00.
11. RESOLUTION approving Change No. 1 to Contract No. 11767, Allen Pumping Station Heating System Replacement, with Gipson Mechanical Contractors, Incorporated, in the funded amount of \$3,942.00. (The initial term of this contract was for 12 months from the date of the Notice to Proceed. This change is to increase the current contract in the funded amount of \$3,942.00. This change is needed to convert the voltage in the pump building's control panel from 208/3/60 to 480/3/60 to allow the new vacuum pump to operate. The contract term will remain through December 1, 2016.)
12. RESOLUTION approving Change No. 13 to Contract No. 10562, PBX/ACD System, with Black Box Network Services, in the funded amount of \$545,142.00. (This change is to renew the current contract for a six year term for the period covering January 1, 2017 through December 31, 2022, to provide on-going maintenance and support services for the ~~OpenScape~~ Contact Center, as well related custom applications, features and licensing. This amount reflects an increase from the previous year due to the implementation of an additional contact center site with the intent to duplicate MLGW's main Customer Care Center environment for the purposes of coverage during heavy call volume periods and system outage/disaster mitigation. MLGW is requesting approval of the maintenance and support services for this acquired system, which can only be performed by Black Box Network Services.)
13. RESOLUTION requesting approval of agreement for and payment of MLGW's on-going commitment to the Greater Memphis Chamber to facilitate economic and community development in Memphis and Shelby County. The resolution approves payment of \$175,000 to cover the services rendered by the Greater Memphis Chamber for the period September 1, 2015 through August 31, 2016. Also recommended is approval for an agreement for services

to be rendered by the Greater Memphis Chamber for the period September 1, 2016 through August 31, 2017.

14. RESOLUTION awarding Contract No. 11839, SELECT Program Agreement, to Bentley Systems, Incorporated in the funded amount of \$86,812.50.
15. RESOLUTION awarding Contract No. 11849, Stray Voltage Detection on Electric Structures, to Power Survey Company, in the funded amount of \$97,449.00.



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REGULAR AGENDA

GENERAL ORDINANCES – THIRD AND FINAL READING

16. **REFERENDUM ORDINANCE** amending Article 27, Section 190 of The Charter of the City of Memphis same being Chapter 11 of the Acts of 1879, Pursuant to the provisions of Article 11, Section 9 of the Constitution of the State of Tennessee Home Rule Amendment so as to require that All Employees must live and maintain a Residence within the boundaries of the City of Memphis, Tennessee, up for T H I R D and F I N A L reading. Ordinance No. 5623 is sponsored by Councilman Jones. (Held from 7/19; 8/9)
- Conrad
Chairman,
Executive
Committee

ACTION REQUESTED: Take whatever action Council deems advisable

17. **ORDINANCE** to amend Ordinance No. 5515 Relative to Operation and Maintenance of Street Lights and other public safety measures within the Corporate Limits of the City and authorizing the Board of Commissioners of the Memphis Light Gas and Water Division to make a schedule of rates or fees for street lighting and other public safety measures for approval by the Council in accordance with the procedures set forth in Section 680 of the Charter, up for T H I R D and F I N A L reading. Ordinance No. 5625 is sponsored by Councilwoman Robinson.
- Robinson
Chairman,
MLG&W
Committee

ACTION REQUESTED: Take whatever action Council deems advisable

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION

18. **RESOLUTION** to redirect \$20,000.00 in funds appropriated for MLK Basketball, to SWEAAT Inc., a 501(c)3 organization. This resolution is sponsored by Finance Division.
- Ford
Chairman,
Budget
Committee

ACTION REQUESTED: Adopt the resolution

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES (None)

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT

19. RESOLUTION approving removal of conditions and restrictions of Urban Renewal Area, Project Number Tennessee R-77, from 180 S. Main Property(formerly the Tri-State Bank Property). This resolution is sponsored by Law Division.
- Brown
Chairman,
Housing &
Community
Development
Committee
- ACTION REQUESTED: Adopt the resolution

DIVISION OF HUMAN RESOURCES (None)

INFORMATION SERVICES

20. RESOLUTION appropriating \$216,667.00 for CIP Project #IS0108, Community Center Network Upgrade. This resolution is sponsored by Information Services.
- Ford
Chairman,
Budget
Committee
- ACTION REQUESTED: Adopt the resolution
21. RESOLUTION appropriating \$300,000.00 for CIP Project #IS01079, MFD Telephone/Radio Voice Logger Recorder. This resolution is sponsored by Information Services.
- Ford
Chairman,
Budget
Committee
- ACTION REQUESTED: Adopt the resolution
22. RESOLUTION appropriating \$525,000.00 for CIP Project #IS01076, Network Hardware Upgrade. This resolution is sponsored by Information Services.
- Ford
Chairman,
Budget
Committee
- ACTION REQUESTED: Adopt the resolution
23. RESOLUTION appropriating \$1,500,000.00 for CIP funds, to implement HRMS Management System Cloud. This resolution is sponsored by Information Services.
- Ford
Chairman,
Budget
Committee
- ACTION REQUESTED: Adopt the resolution
24. RESOLUTION appropriating \$1,700,000.00 for CIP Project #IS01077, Time and Attendance System. This resolution is sponsored by Information Services.
- Ford
Chairman,
Budget
Committee
- ACTION REQUESTED: Adopt the resolution

LAW DIVISION (None)

MLGW DIVISION (None)

DIVISION OF PARKS AND NEIGHBORHOODS (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC WORKS (None)

GENERAL ITEM (None)

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT

ADD-ONS

25. RESOLUTION requesting TVA consider alternatives to using the Memphis Sand Aquifer as a water source for cooling water at their new plant on Frank Pidgeon Industrial Park. This resolution is sponsored by Councilman Jones.
- Robinson
Chairman,
MLG&W
Committee
- ACTION REQUESTED: Adopt the resolution

26. **APPOINTMENTS**

- Spinosa
Chairman,
Personnel,
Intergovern-
mental &
Annexation
Committee
- CITY COURT CLERK'S OFFICE DEPUTY TVB CHIEF**
- Appointment
- Joseph Eberle, III

MEMPHIS YOUTH GUIDANCE COMMISSION

Appointments

Dr. Eugene Sargent
Taura Turner

Reappointments

Cynthia Ham
Katy Spurlock

27. RESOLUTION appropriating G.O. Bonds to replace, test, and repair self-contained breathing apparatus from CIP FS04001 Personal Protective Equipment in the amount of \$171,997.00. This resolution is sponsored by Fire Services.
- Morgan
Chairman,
Public Safety &
Homeland
Security
Committee
- ACTION REQUESTED: Adopt the resolution

28. RESOLUTION accepting (1) SkyCop Camera Solution, compatible with existing MPD equipment, to be installed on Lions Gate Drive at the request of Charles Boyd, who gave the necessary funds. The items are being donated by the Memphis/Shelby County Law Enforcement Foundation. The cumulative total donation is \$5,763.09. This resolution is sponsored by Police Services.
- Morgan
Chairman,
Public Safety
& Homeland
Security
Committee
- ACTION REQUESTED: Adopt the resolution

ADD-ONS

29. RESOLUTION accepting (2) SkyCop Camera Solutions, compatible with existing
Morgan MPD equipment, to be installed on Saint Nick Drive at the request of Brett Kyle, who
Chairman, gave the necessary funds. The items are being donated by the Memphis/Shelby County
Public Safety Law Enforcement Foundation. The cumulative total donation is \$20,936.18. This
& Homeland Security resolution is sponsored by Police Services.
Committee

ACTION REQUESTED: Adopt the resolution

30. RESOLUTION approving an honorary street name change of Kimball, for Mr.
Colvett Robert Raiford. This resolution is sponsored by Councilman Jones.
Chairman,
Planning & Zoning
Committee

ACTION REQUESTED: Adopt the resolution

31. RESOLUTION appropriating Traffic Signals, Project #EN01004 as part of the FY
Hedgepeth 2017 CIP budget to purchase various traffic signal equipment needed in traffic
Chairman, control through-out the Fiscal Year 2017. This resolution is sponsored by Engineering
Public Works, Division.
Transportation &
General Services
Committee

ACTION REQUESTED: Adopt the resolution

32. RESOLUTION appropriating \$4,000,000.00 funded by GO Bonds-General chargeable
Brown to the FY2016 & FY2017 Capital Improvement Budget for the Mason Village Project.
Chairman, This resolution is sponsored by the Division of Housing and Community Development.
Housing &
Community
Development
Committee

ACTION REQUESTED: Adopt the resolution

33. RESOLUTION accepting a sponsorship, in the amount of \$10,000.00, which will help
Fullilove fund a marketing campaign to educate the public on calling the right agency for
Chairman, assistance-911, 311, or 211. We believe the "Make the Right Call Campaign" will
Public Services reduce non-emergency calls to 911 and steer customers to 311 and 211 for help with
& Neighbor- city and social services. This resolution is sponsored by Executive Division.
hoods Committee

ACTION REQUESTED: Adopt the resolution

34. RESOLUTION approving the plans to lease the Mid-South Coliseum, located at 996
Conrad Early Maxwell Blvd., Memphis, Tennessee 38104. This resolution is sponsored by
Chairman, Councilwoman Swearengen.
Executive
Session

ACTION REQUESTED: Adopt the resolution

ACTION TAKEN BY COUNCIL ON THIS DATE

1. Approved
2. Held until September 6, 2016
3. Held until September 20, 2016
4. Through 15 – Approved
16. & 17 – Failed
18. Through 34 – Approved

Special Item #1 – RESOLUTION creating a subcommittee to study the feasibility of various residency requirement schemes – Approved

ACTION TAKEN BY COUNCIL ON THE MINUTES OF AUGUST 9, 2016 MEETING

Approved

ACTION TAKEN BY COUNCIL ON THE MINUTES OF ITEMS #19, #23, #25, #26, #27, #28, #29, #31, #32, & #33, FROM TONIGHT'S MEETING

Approved